

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF PENNSYLVANIA**

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RUSSELL H. BOWSER,  
Plaintiff,

v.

STRYKER CORPORATION t/a/d/b/a  
STRYKER HOWMEDICA OSTEONICS;  
STRYKER ORTHIOPEDICS, a division of  
HOWMEDICA OSETONICS  
CORPORATION; and STRYKER  
ORTHOPEAEDICS, a division of  
HOWMEDICA OSTEONICS  
CORPORATION,

Defendants.

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Civil Action No.: 2:09-cv-01486  
The Honorable Gary L. Lancaster  
Constantine J. Passodelis, Esquire  
PA ID# 65872

**Jury Trial Demanded**

*Electronically Filed*

**STIPULATION OF DISMISSAL AND TO AMEND THE CAPTION**

AND NOW, come the plaintiff and defendants, by and through their respective counsel, who **STIPULATE AND AGREE** that the above action is hereby dismissed with prejudice as against Stryker Corporation (incorrectly pled as "Stryker Corporation t/a/d/b/a Stryker Howmedica Osteonics"), without costs as to one party against another.

The parties and their counsel further **STIPULATE AND AGREE**, that the caption of this matter shall be amended to reflect the correct identity of the remaining defendant, Howmedica Osteonics Corp. The caption shall hereinafter state as follows:

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RUSSELL H. BOWSER,  
Plaintiff,

v.

HOWMEDICA OSTEONICS CORP.  
Defendant.

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Civil Action No.: 2:09-cv-01486  
The Honorable Gary L. Lancaster  
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**THE LAW FIRM OF SWENSON,  
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Howmedica Osteonics Corp.*

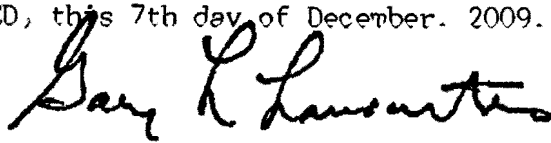
/S/ George Kontos  
George Kontos, Esquire

Dated: December 7, 2009

/S/ Constantine J. Passodelis  
Constantine J. Passodelis, Esquire

Dated: December 7, 2009

SO ORDERED, this 7th day of December, 2009.



Gary L. Lancaster, Chief U.S. District Judge